

BILL NO. BL2018-1377 (O'CONNELL & BEDNE) – This ordinance would facilitate the relocation of the Molloy Street right of way located between 2nd Avenue South and 3rd Avenue South.

The ordinance would approve a Right of Way Relocation Agreement (Agreement) between CBR 217 2nd Avenue, LLC (CBR 217), CBR Ragland Parking Lot, LLC (CBR Ragland), and the Metropolitan Government. The Metropolitan Mayor would be authorized to execute and deliver the Agreement. The Mayor, Director of Finance, and other officers of the Metro Government would be authorized to take any actions required to comply with the terms of the Agreement.

Pursuant to the terms of the Agreement, Metro would agree to abandon the area on the southern portion of Molloy Street, described by Exhibits 4 and 5 attached to the ordinance. Upon the abandonment, Metro would retain a pedestrian zone easement and an easement for the underground district energy system lines and vault. The area on the northern portion of Molloy Street would be dedicated as right of way, described by Exhibits 2 and 3 attached to the ordinance. Both the abandonment and the dedication would occur only upon CBR 217 and/or CBR Ragland obtaining a building permit to redevelop the property to the north or south of Molloy Street within five years of the effective date of the ordinance. After the abandonment and dedication, CBR 217 would re-plat the North Molloy Property and CBR Ragland would replat the South Molloy Property.

CBR 217 and CBR Ragland would further agreed to realign Molloy Street between 2nd Avenue South and 3rd Avenue South. Upon completion of the realignment, CBR 217 would be authorized to use a portion of Molloy Street for a valet lane or lay-by lane, after obtaining any necessary permits from the Metro Public Works Department.

Future amendments to the Agreement or ordinance could be approved by resolution receiving twenty-one affirmative votes.